

[CHAPTER 42.]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1933, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1933, and June 30, 1934, and for other purposes.

May 29, 1933.
[H.R. 5390.]
[Public, No. 26.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1933, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1933, and June 30, 1934, and for other purposes, namely:

Third Deficiency Act,
fiscal year 1933.

LEGISLATIVE

Legislative.

SENATE

Senate.

To pay to Nieves Maria P. C. Walsh, widow of Honorable Thomas J. Walsh, late a Senator from the State of Montana, \$9,000.

Thomas J. Walsh.
Pay to widow.

To pay Alice C. Howell, widow of Honorable R. B. Howell, late a Senator from the State of Nebraska, \$9,000.

Robert B. Howell.
Pay to widow.

For miscellaneous items, exclusive of labor, fiscal year 1933, \$20,000.

Miscellaneous items.

Police force for Senate Office Building, under the Sergeant at Arms: Fifteen privates at the rate of \$1,620 per annum each, fiscal year 1934, \$22,275.

Senate Office Building.
Additional police force.

HOUSE OF REPRESENTATIVES

House of Representatives.

To pay Lois Slayton Woodworth Briggs, widow of Clay Stone Briggs, late a Representative from the State of Texas, \$8,500, to be disbursed by the Sergeant at Arms of the House.

Clay Stone Briggs.
Pay to widow.

Contingent expenses: For miscellaneous items, exclusive of salaries and labor unless specifically ordered by the House of Representatives, including reimbursement to the official stenographers to committees for the amounts actually and necessarily paid out by them for transcribing hearings, and including materials for folding, fiscal year 1933, the sum \$15,000 is transferred and made available from the unexpended balance of the appropriation "Clerk hire, members and delegates, 1933."

Miscellaneous items.

The amount which may be expended for labor, tools, and machinery for furniture repair shops during the fiscal year 1933 is hereby increased from \$22,500 to \$24,000.

Sum from "Clerk hire, 1933," made available.
Vol. 47, p. 389.

Furniture, etc.
Amount for, increased.

ARCHITECT OF THE CAPITOL

Architect of the Capitol.

Capitol power plant: For an additional amount for lighting, heating, and power for the Capitol, Senate and House Office Buildings, Supreme Court Building, Congressional Library Buildings, and so forth, including the same objects specified under this head in the Legislative Appropriation Act for the fiscal year 1933, \$30,000.

Capitol power plant.
Maintenance.

Senate Office Building: For labor and materials and other expenses incidental thereto, for additional painting in the Senate Office Building, to remain available during the fiscal year 1934, to be expended under the direction and supervision of the Committee on Rules, acting through the Architect of the Capitol, who shall be its executive agent, \$5,000.

Senate Office Building.
Painting, etc.

Government Printing Office.

GOVERNMENT PRINTING OFFICE

Leave of absence.
Payable from working capital.
Post, p. 832.

Not exceeding \$400,000 of the working capital of the Government Printing Office for the fiscal year 1934 shall be available for the purpose of enabling the Public Printer to comply with the provisions of law granting fifteen days' annual leave of absence to employees with pay.

Interior Department.

DEPARTMENT OF THE INTERIOR

Indian Affairs Bureau.

BUREAU OF INDIAN AFFAIRS

Truxton Canyon Reservation, Ariz.
Eradicating scabies in livestock.
From tribal funds.

Eradication of scabies, Truxton Canyon Reservation, Arizona (tribal funds): For assisting in the eradication of scabies in livestock of the Indians of the Truxton Canyon Reservation, Arizona, fiscal years 1933 and 1934, \$10,000, payable from tribal funds on deposit to the credit of said Indians.

Menominee Indians, Wis.
Attorneys.
Vol. 46, p. 1468.

Attorney's Fees and Expenses, Menominee Tribe, Wisconsin (tribal funds): The unexpended balance of the \$20,000 of Menominee tribal funds authorized to be expended by the Act of March 2, 1931 (46 Stat., p. 1468), for employment of attorneys to formulate any claims the Menominee Tribe might have against the Government of the United States, and for expenses of such attorneys in connection with their services, is hereby continued available for the same purposes until June 30, 1934.

Reclamation Bureau.

BUREAU OF RECLAMATION

Palo Verde Valley, Calif.
Protecting lands from overflow.
Vol. 47, p. 535.

Palo Verde Valley, California: The unexpended balance of the appropriation of \$50,000 for the protection of Palo Verde Valley, California, contained in the Second Deficiency Act, fiscal year 1932, approved July 1, 1932, shall remain available for the same purposes during the fiscal year 1934.

Department of Justice.

DEPARTMENT OF JUSTICE

CONTINGENT EXPENSES

Department contingent expenses.
Travel and miscellaneous.
Vol. 47, p. 491.

The sum of \$3,500 is hereby transferred from the appropriation "Salaries, fees, and expenses of marshals, United States courts, 1933", to the appropriation "Traveling and miscellaneous expenses, Department of Justice, 1933."

United States courts.

UNITED STATES COURTS

Conciliation commissioners.
Post, p. 542.

Compensation and expenses of conciliation commissioners: For fees of conciliation commissioners, and per diem allowance and traveling expenses of supervising conciliation commissioners, as authorized by the Act entitled "An Act to amend an Act entitled 'An Act to establish a uniform system of bankruptcy throughout the United States', approved July 1, 1898, and Acts amendatory thereof and supplementary thereto", approved March 3, 1933, the sum of \$25,000 is transferred and made available until June 30, 1934, from the appropriation "Salaries, fees, and expenses of marshals, United States courts, 1933."

Vol. 47, p. 1470.

Transfer from "marshals, 1933."
Vol. 47, p. 491.

Department of Labor.

DEPARTMENT OF LABOR

Immigration Bureau.

BUREAU OF IMMIGRATION

Joseph Vigliotti, refund.
Vol. 47, p. 1768.

For refund to Joseph Vigliotti, of Detroit, Michigan, as authorized by Private Act Numbered 318, approved March 4, 1933, \$1,500.

DEPARTMENT OF STATE

Department of State.

Seventh International Conference of American States, Montevideo, Uruguay: Not to exceed \$70,000 of any appropriation made for the Department of State for the fiscal year 1934 is hereby made available for the participation by the United States in the Seventh International Conference of American States to be held in the city of Montevideo, Uruguay, including personal services without reference to the Classification Act of 1923, as amended, and rent, stenographic reporting and translating services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U.S.C., title 41, sec. 5); traveling expenses (and by indirect routes if specifically authorized by the Secretary of State); hire of automobiles; purchase of necessary books and documents; stationery; official cards; newspapers and periodicals; printing and binding; entertainment; equipment; and such other expenses as may be authorized by the Secretary of State, to remain available until June 30, 1934.

Seventh International Conference of American States.
Vol. 47, p. 1371.

Personal services.
Vol. 42, p. 1488.
U.S.C., p. 65; Supp. V, p. 31.
R.S., sec. 3709, p. 733;
U.S.C., p. 1309.

Salaries of Foreign Service officers while receiving instructions and in transit: The sum of \$60,000 is hereby transferred from the appropriation "Office and living quarters, Foreign Service, 1933", to the appropriation "Salaries of Foreign Service officers while receiving instructions and in transit, 1933."

Foreign Service officers.
Instruction and transit pay, 1933.
Vol. 47, p. 478.

Salaries of Foreign Service officers while receiving instructions and in transit: The sum of \$20,000 is hereby transferred from the appropriation "Contingent expenses, Foreign Service, 1934", to the appropriation "Salaries of Foreign Service officers while receiving instructions and in transit, 1934."

Fiscal year 1934.
Vol. 47, p. 1375.

WAR DEPARTMENT

War Department.

CORPS OF ENGINEERS

Engineer Corps.

Flood control, Lowell Creek, Alaska: For necessary maintenance of the flood-control works at Lowell Creek, Seward, Alaska, authorized by an Act approved February 14, 1933 (47 Stat., p. 802), to be available until June 30, 1934, \$21,000.

Lowell Creek, Alaska.
Flood control.
Vol. 47, p. 802.

RECONSTRUCTION FINANCE CORPORATION

Reconstruction Finance Corporation.

That paragraph (6) of section 201 (a) of the Emergency Relief and Construction Act of 1932 is amended so as to read as follows:

"(6) to make loans to nonprofit corporations, with or without capital stock, organized for the purpose of financing the repair or reconstruction of buildings damaged by earthquake, fire, tornado, or cyclone in the year 1933 and deemed by the Reconstruction Finance Corporation economically useful. Obligations accepted hereunder shall be collateralized (a) in the case of loans for the repair or reconstruction of private property, by the obligations of the owner of such property secured by a paramount lien except as to taxes and special assessments on the property repaired or reconstructed, and (b) in the case of municipalities or political subdivisions of States or their public agencies, by an obligation of such municipality, political subdivision, or public agency. The corporation shall not deny an otherwise acceptable application for loans for repair or reconstruction of the buildings of municipalities, political subdivisions, or their public agencies because of constitutional or other legal inhibitions affecting the collateral. The collateral obligations

Ante, p. 20.
Post, pp. 120, 283.

Loans for damage repairs, 1933.

Acceptable collateral.
Private property.

Municipalities, etc.
Applications not to be denied by constitutional, etc., inhibitions.

Maturities; security. may have maturities not exceeding ten years. Loans under this paragraph shall be fully and adequately secured. No loan here-
 Limitation on aggregate amount. under shall be made after December 31, 1933. The aggregate of the loans made under this paragraph shall not exceed \$5,000,000."

Judgments and authorized claims.

TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

Damage claims.

DAMAGE CLAIMS

Payment of.

Vol. 42, p. 1066.

U.S.C., p. 989.

SECTION 1. For the payment of claims for damages to or losses of privately owned property adjusted and determined by the following respective departments under the provisions of the Act entitled "An Act to provide for a method for the settlement of claims arising against the Government of the United States in sums not exceeding \$1,000 in any one case", approved December 28, 1922 (U.S.C., title 31, secs. 215-217), and certified to the Seventy-third Congress in a communication from the President of the United States to the President of the Senate, dated May 8, 1933, under the following departments, namely:

Post Office Department, \$4,227.38;

Treasury Department, \$292.54;

In all, \$4,519.92.

Judgments, United States Courts.

JUDGMENTS, UNITED STATES COURTS

Payment of.

Vol. 24, p. 505.

Vol. 36, p. 1138.

U.S.C., pp. 887, 898, 938.

Columbia Planograph Company.

SEC. 2. For payment of the final judgment, including costs of suit, rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States", as amended by the Judicial Code, approved March 3, 1911 (U.S.C., title 28, sec. 41, par. 20; sec. 258; secs. 761-765), in favor of the Columbia Planograph Company, a corporation (Supreme Court of the District of Columbia, Law Number 76808), and certified (under the Department of Commerce) to the Seventy-third Congress in a communication from the President of the United States to the Speaker of the House of Representatives, dated April 27, 1933, \$670, together with such additional sum as may be necessary to pay interest on such judgment at the rate of 4 per centum per annum from the date thereof until the time this appropriation is made.

Interest.

Judgments rendered by district courts.

Vol. 43, p. 1112.

U.S.C., p. 1529.

For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States district courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damages caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (U.S.C., title 46, secs. 781-789), and certified to the Seventy-third Congress in communications from the President of the United States to the President of the Senate and the Speaker of the House of Representatives, dated May 8, 1933, and April 27, 1933, respectively, under the following departments, namely:

The Delaware, Lackawanna, and Western Railroad Company. Collision damages.

Larney B. Shaw.

Navy Department: The Delaware, Lackawanna, and Western Railroad Company, (United States District Court, Eastern District of New York, March 23, 1933, damages due to collision between the ferryboat Orange and the United States ship Transfer), \$1,561; Larney B. Shaw (United States District Court, Eastern District of Virginia, March 21, 1933, damages due to collision between the wooden barge Evelyn L. Shaw and the Navy barge YC-270), \$1,500; in all under the Navy Department, \$3,061.

Treasury Department: Chester A. Poling, Incorporated (United States District Court, Eastern District of New York, November 22, 1932, damages due to collision between the lighter Poling Brothers Numbered 1 and the Coast Guard vessel Trippe), \$11,215.02; Seacoast Trawling Company (United States District Court, District of Massachusetts, March 6, 1933, damages due to collision between the fishing vessel Juneal and the Coast Guard patrol boat C.G. 212), \$945.42; the city of New York (United States District Court, Southern District of New York, No. 98-207, March 17, 1933, damages due to collision between the Ferryboat Queens and the Coast Guard cutter Manhattan), \$3,632.14; in all, under the Treasury Department, \$15,792.58.

Chester A. Poling,
Incorporated.

Seacoast Trawling
Company.

Total, judgments under Public Vessels Act, \$18,853.58, together with such additional sum as may be necessary to pay interest on any such judgment where specified therein and at the rate provided by law.

Total, under Public
Vessels Act.
Interest.

For the payment of the final judgment, including costs of suit, rendered against the Government, under the provisions of the Acts of May 1, 1926 (44 Stat. 1464), and February 26, 1927 (44 Stat. 1793), transmitted to the Seventy-third Congress, first session, in a communication from the President of the United States, to the President of the Senate, dated May 8, 1933, in favor of the Kursheedt Manufacturing Company (United States District Court, Southern District of New York, Number 92-260, February 21, 1933, damages to cargo due to collision between steamship Almirante and steamship Hisko), under the Navy Department, \$1,008.48.

Kursheedt Manufac-
turing Company, colli-
sion damages.
Vol. 44, p. 1464, 1793.

None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

Time of payment.

JUDGMENTS, COURT OF CLAIMS

Judgments, Court of
Claims.

SEC. 3. For the payment of the judgments rendered by the Court of Claims as set forth in the schedule transmitted to the Seventy-third Congress, first session, in a communication from the President of the United States to the President of the Senate, dated May 8, 1933, under the following departments, namely:

Payment of.

Navy Department: Peter G. Hale (February 6, 1933, L-423, allowance for dependent), \$3,375.14.

Peter G. Hale.

War Department: Hodgson Oil and Refining Company (March 23, 1933, 17381, 17395, and 17398, sale of cotton linters), \$29,843.25; Buckeye Cotton Oil Company (March 23, 1933, 17495, sale of cotton linters), \$541,359.57; Planters' Cotton Oil Company (March 23, 1933, 17385, sale of cotton linters), \$36,197.29; Planters' Manufacturing Company (March 23, 1933, 17442, sale of cotton linters), \$33,057.71; Daniel DeBardeleben (February 6, 1933, 41824, difference in pay), \$974.89; Leland Oil Works (March 23, 1933, D-1095, sale of cotton linters), \$52,592.46; Port Gibson Oil Works (March 23, 1933, D-1100, sale of cotton linters), \$21,776.94; Pittsburgh and Midway Coal Mining Company (February 6, 1933, J-574, penalties deducted under purchase order for coal), \$493.30; in all under War Department, \$716,295.41.

Hodgson Oil and Re-
fining Company.

Buckeye Cotton Oil
Company.
Planters' Cotton Oil
Company.
Planters' Manufac-
turing Company.

Daniel DeBardele-
ben.
Leland Oil Works.

Port Gibson Oil
Works.
Pittsburgh and Mid-
way Coal Mining Com-
pany.

Total, judgments, Court of Claims, \$719,670.55: *Provided*, That none of the judgments contained under this caption which have not been affirmed by the Supreme Court or otherwise become final and conclusive against the United States shall be paid until the expiration of the time within which application may be made for a writ of certiorari under subdivision (b), section 3, of the Act

Proviso.
Time of payment.

Vol. 43, p. 939.
U.S.C., p. 900.

entitled "An Act to amend the Judicial Code, and to further define the jurisdiction of the circuit courts of appeals and of the Supreme Court, and for other purposes", approved February 13, 1925 (U.S.C., title 28, sec. 288).

Interest.

Payment of interest wherever provided for judgments contained in this Act shall not in any case continue for more than thirty days after the date of approval of the Act.

Audited claims.

AUDITED CLAIMS

Payment of.

Vol. 18, p. 110.
U.S.C., p. 1022.

Vol. 23, p. 254.
U.S.C., p. 43.

SEC. 4. For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U.S.C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1930 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U.S.C., title 5, sec. 266), in the schedules transmitted to the Seventy-third Congress, first session, by the President of the United States in a communication to the President of the Senate, dated May 8, 1933, there is appropriated as follows:

Legislative establishment.

LEGISLATIVE ESTABLISHMENT

For public printing and binding, Government Printing Office, \$59.70.

Independent offices.

INDEPENDENT OFFICES

For Interstate Commerce Commission, \$1.75.

For medical and hospital services, Veterans' Bureau, \$4,715.

For military and naval compensation, Veterans' Administration, \$178.44.

For salaries and expenses, Veterans' Bureau, \$11.25.

For vocational rehabilitation, Veterans' Bureau, \$108.40.

For Army pensions, \$95.71.

Department of Agriculture.

DEPARTMENT OF AGRICULTURE

For salaries and expenses, Bureau of Animal Industry, \$28.62.

Department of Commerce.

DEPARTMENT OF COMMERCE

For air-navigation facilities, \$727.04.

For enforcement of wireless communication laws, \$31,924.27.

For scientific library, Patent Office, \$25.

Department of the Interior.

DEPARTMENT OF THE INTERIOR

For general expenses, Bureau of Education, \$2.75.

For conservation of health among Indians, \$75.

For pay of Indian police, \$43.78.

Department of Justice.

DEPARTMENT OF JUSTICE

For books, Department of Justice, \$2.50.

For detection and prosecution of crimes, \$22.50.

For salaries, fees, and expenses of marshals, United States courts, ^{Audited claims—}
\$427.02. _{Continued.}

For fees of commissioners, United States courts, \$1,335.75.

For fees of jurors and witnesses, United States courts, \$6.40.

For books for judicial officers, \$127.

For United States Penitentiary, Atlanta, Georgia, \$94.47.

DEPARTMENT OF LABOR

Department of Labor.

For expenses of regulating immigration, \$2,000.

NAVY DEPARTMENT

Navy Department.

For engineering, Bureau of Engineering, \$897.85.

For pay of the Navy, \$1,548.25.

For pay, subsistence, and transportation, Navy, \$2,635.48.

For maintenance, Bureau of Supplies and Accounts, \$12.50.

For aviation, Navy, \$7,000.

For pay, Marine Corps, \$80.54.

DEPARTMENT OF STATE

Department of State.

For relief and protection of American seamen, \$27.

For transportation of Foreign Service officers, \$408.48.

TREASURY DEPARTMENT

Treasury Department.

For salaries and wages, mint service, major institutions, \$51.91.

For collecting revenue from customs, \$4.

For enforcement of Narcotic and National Prohibition Acts, internal revenue, \$150.02.

For pay and allowances, Coast Guard, \$3,975.22.

For fuel and water, Coast Guard, \$5.

For Coast Guard, \$855.06.

For pay of other employees, Public Health Service, 75 cents.

For pay of personnel and maintenance of hospitals, Public Health Service, \$1.04.

For field investigations of public health, \$1.

For furniture and repairs of same for public buildings, \$12.36.

For general expenses of public buildings, \$1.

For operating supplies for public buildings, \$1.42.

For repairs and preservation of public buildings, \$1.19.

For marine hospital, Carville, Louisiana, \$120.86.

WAR DEPARTMENT

War Department.

For pay, and so forth of the Army, \$26,774.34.

For pay of the Army, \$10,906.83.

For mileage of the Army, \$37.50.

For clothing and equipage, \$42.71.

For Army transportation, \$41.31.

For pay of National Guard for armory drills, \$253.62.

For supplies, services and transportation, Quartermaster Corps, \$181.39.

For subsistence of the Army, \$6.75.

For general appropriations, Quartermaster Corps, \$956.14.

For replacing ordnance and ordnance stores, \$175.34.

For replacing clothing and equipage, \$1.12.

Audited claims—
Continued.

For terminal storage and shipping buildings, \$5,324.49.
For registration and selection for military service, \$448.70.
For increase of compensation, Military Establishment, \$2,437.49.
For citizens' military training camps, \$1.
For mileage to officers and contract surgeons, \$36.99.
For organized reserves, \$51.33.
For arrears of pay, bounty, and so forth, \$84.93.
For reserve officers' training corps, \$42.
For pay, and so forth, of the Army, War with Spain, \$15.52.
For regular supplies of the Army, \$941.65.
For seacoast defenses, ordnance, \$250.21.
For arming, equipping, and training the National Guard, \$195.
For headstones for graves of soldiers, \$1.47.
For Rainy Lake reference (State transfer to War, Act May 21, 1920), \$9.04.

Vol. 41, p. 607.

Post Office Department.
Postal service.

POST OFFICE DEPARTMENT—POSTAL SERVICE

(Out of the postal revenues)

For city delivery carriers, \$87.16.
For clerks, contract stations, \$1.83.
For clerks, first- and second-class post offices, \$7.09.
For foreign mail transportation, \$51.43.
For freight, express, or motor transportation of equipment, and so forth, 38 cents.
For indemnities, domestic mail, \$168.07.
For indemnities, international mail, \$36.66.
For miscellaneous items, first- and second-class post offices, \$60.
For railroad transportation and mail-messenger service, \$17.42.
For rent, light, and fuel, \$261.72.
For separating mails, \$249.
For special delivery fees, \$70.01.
Total, audited claims, section 4, \$110,030.92.

Claims certified by
Accounting Office.

Vol. 18, p. 110.
U.S.C., p. 1022.

Vol. 23, p. 254.
U.S.C., p. 43.

Sec. 5. For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U.S.C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1930 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U.S.C., title 5, sec. 266), as set forth in the schedule transmitted to the Seventy-third Congress, first session, by the President of the United States in a communication to the President of the Senate, dated May 8, 1933, there is appropriated as follows:

Navy Department.

NAVY DEPARTMENT

For pay, subsistence, and transportation, Navy, \$8,732.43.
For pay of the Navy, \$4,836.67.
Total, audited claims, section 5, \$13,569.10.

Short title.

SHORT TITLE

This Act may be cited as the "Third Deficiency Act, fiscal year 1933."

Approved, May 29, 1933.